

1 COUGHLIN STOIA GELLER
2 RUDMAN & ROBBINS LLP
3 SHAWN A. WILLIAMS (213113)
AELISH M. BAIG (201279)
3 SUZANNE H. KAPLAN (247067)
100 Pine Street, Suite 2600
4 San Francisco, CA 94111
Telephone: 415/288-4545
5 415/288-4534 (fax)
shawnw@csgr.com
6 abaig@csgr.com
shkaplan@csgr.com
7 - and -
8 TRAVIS E. DOWNS III (148274)
KATHLEEN A. HERKENHOFF (168562)
BENNY C. GOODMAN III (211302)
9 MARY LYNNE CALKINS (212171)
655 West Broadway, Suite 1900
10 San Diego, CA 92101
Telephone: 619/231-1058
11 619/231-7423 (fax)
travisd@csgr.com
12 kathyh@csgr.com
bennyg@csgr.com
13 mcalkins@csgr.com

THE WEISER LAW FIRM, P.C.
ROBERT B. WEISER
BRETT D. STECKER
121 N. Wayne Avenue, Suite 100
Wayne, PA 19087
Telephone: 610/225-2677
610/225-2678 (fax)
rw@weiserlawfirm.com
bs@weiserlawfirm.com

14 Co-Lead Counsel for Plaintiffs

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17 In re ASYST TECHNOLOGIES, INC.) No. C-06-04669-EDL
18 DERIVATIVE LITIGATION)
19 This Document Relates To:) STIPULATION AND [PROPOSED] ORDER
20 ALL ACTIONS.) CONTINUING DATE FOR PLAINTIFFS TO
FILE AN AMENDED COMPLAINT
21
22
23
24
25
26
27
28

1 The parties, by and through their undersigned counsel, have stipulated and agreed, and
2 hereby jointly move as follows:

3 WHEREAS, on May 23, 2008, the Court issued an Order granting plaintiffs leave to amend
4 the Consolidated Verified Shareholder Derivative Complaint;

5 WHEREAS, pursuant to the parties' stipulated briefing schedule, which the Court entered on
6 May 29, 2008, plaintiffs' Amended Consolidated Verified Shareholder Derivative Complaint (the
7 "Amended Consolidated Complaint") was to be filed and served on or before June 26, 2008;

8 WHEREAS, plaintiff Andrew Anthony Allison is currently out of the country until June 30,
9 2008, would like to review the Amended Consolidated Complaint before it is filed and is unable to
10 do so until he returns;

11 WHEREAS, the parties have agreed that plaintiffs should be given a short one-week
12 extension to file their Amended Consolidated Complaint; and

13 WHEREAS, defendants agree that should the Court decide not to enter an order consistent
14 with this Stipulation, defendants will not assert that plaintiffs have failed to timely file their
15 Amended Consolidated Complaint to the extent plaintiffs are acting in reliance on this Stipulation.

16 NOW THEREFORE, it is hereby stipulated by and between the parties that:

17 1. Plaintiffs shall file and serve an Amended Consolidated Complaint on or before
18 July 3, 2008;

19 2. All agreements addressed in the parties May 28, 2008 Stipulation, which was entered
20 by the Court on May 29, 2008, that are not mentioned in this Stipulation shall remain in effect; and

21 3. The parties may, in light of this Stipulation, submit a stipulation at a later date to
22 revise the briefing schedule on defendants' motion to dismiss or other response to plaintiffs'
23 Amended Consolidated Complaint.

24 ///

25 ///

26 ///

27 ///

28 ///

1 DATED: June 25, 2008

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
TRAVIS E. DOWNS III
KATHLEEN A. HERKENHOFF
BENNY C. GOODMAN III
MARY LYNNE CALKINS

5 _____/s/
6 TRAVIS E. DOWNS III

7 655 West Broadway, Suite 1900
8 San Diego, CA 92101
9 Telephone: 619/231-1058
10 619/231-7423 (fax)

11 COUGHLIN STOIA GELLER
12 RUDMAN & ROBBINS LLP
13 SHAWN A. WILLIAMS
14 AELISH M. BAIG
15 SUZANNE H. KAPLAN
16 100 Pine Street, Suite 2600
17 San Francisco, CA 94111
18 Telephone: 415/288-4545
19 415/288-4534 (fax)

20 THE WEISER LAW FIRM, P.C.
21 ROBERT B. WEISER
22 BRETT D. STECKER
23 121 N. Wayne Avenue, Suite 100
24 Wayne, PA 19087
25 Telephone: 610/225-2677
26 610/225-2678 (fax)

27 Co-Lead Counsel for Plaintiffs

28 DATED: June 25, 2008

ROBBINS UMEDA & FINK LLP
MARC M. UMEDA
BRIAN J. ROBBINS
ASHLEY R. PALMER

29 _____/s/
30 MARC M. UMEDA

31 610 West Ash Street, Suite 1800
32 San Diego, CA 92101
33 Telephone: 619/525-3990
34 619/525-3991 (fax)

35 Counsel for Plaintiff Andrew Anthony Allison

1 DATED: June 25, 2008

WILSON SONSINI GOODRICH
& ROSATI, P.C.
DOUGLAS J. CLARK
LEO P. CUNNINGHAM
DYLAN J. LIDDIARD

4

5

/s/

6 DOUGLAS J. CLARK

7

8

650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: 650/493-9300
650/493-6811 (fax)

9

Counsel for Defendants

10

11

[PROPOSED] ORDER

12

13

Good cause appearing from the foregoing Stipulation, IT IS SO ORDERED.

14

15

1. Plaintiffs shall file and serve an Amended Consolidated Complaint on or before
July 3, 2008.

16

DATED: June 26, 2008

17

18

19

20

21

22

23

24

25

26

27

28



1 CERTIFICATE OF SERVICE

2 I hereby certify a true and exact copy of the foregoing document has been served on all filing
3 users indicated on the attached Electronic Mail Notice List through the Court's electronic filing
4 system on this the 25th day of June, 2008.

5
6 /s/ Marc M. Umeda
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

350599_3.DOC

Mailing Information for a Case 3:06-cv-04669-EDL

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Douglas John Clark**
dclark@wsgr.com
- **Leo Patrick Cunningham**
lcunningham@wsgr.com
- **Travis E. Downs , III**
travisd@csgrr.com,e_file_sd@csgrr.com
- **Benny Copeline Goodman , III**
bennyg@csgrr.com,e_file_sd@csgrr.com
- **Kathleen Ann Herkenhoff**
kathyh@csgrr.com,e_file_sd@csgrr.com
- **Christopher R. Howald**
chowald@wsgr.com
- **Suzanne Heald Kaplan**
shkaplan@csgrr.com
- **William S. Lerach**
e_file_sf@lerachlaw.com
- **Dylan James Liddiard**
dliddiard@wsgr.com,pmarquez@wsgr.com
- **Maria V. Morris**
mmorris@rbg-law.com
- **Shawn A. Williams**
shawnw@csgrr.com,travisd@csgrr.com,moniquew@csgrr.com,e_file_sf@csgrr.com,cwood@csgr
- **Monique C. Winkler**
shawnw@csgrr.com,travisd@csgrr.com,e_file_sd@csgrr.com,E_File_SF@csgrr.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Darren Jay Robbins

Coughlin Stoia Geller Rudman & Robbins LLP
655 West Broadway
Suite 1900
San Diego, CA 92101